

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
PROBATION OFFICE

ORIGINAL

KENNETH O. YOUNG  
Chief Probation Officer

FILED

101 West Broadway  
Suite 700  
San Diego, CA 92101-7991  
(619) 557-6650

08 JUN -5 AM 9:52

May 20, 2008

CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

The Honorable M. James Lorenz  
U.S. District Judge  
Southern District of California  
San Diego, California

BY: *ee* DEPUTY

Re: RODRIGUEZ, Jose Miguel  
Dkt. No. 08CR01071-001-L  
**REQUEST FOR CONTINUANCE**  
**OF SENTENCING**

Dear Judge Lorenz:

On April 17, 2008, Jose Miguel Rodriguez appeared before Your Honor at which time he pled guilty to one count of 8 U.S.C. § 1324(a)(2)(B)(iii) and 18 U.S.C. § 2, Bringing in Illegal Aliens and Aiding and Abetting. Sentencing was subsequently set for June 30, 2008.

Since the defendant's conviction, there have been difficulties in coordinating the probation interview, as the defendant is currently incarcerated in San Luis, Arizona, and the U.S. Marshall's Office has limited availability for video conference interviews. Consequently, a presentence interview date has not been set until May 21, 2008. Due to this advanced date, it has not been possible to complete a thorough investigation and file the presentence report in accordance with General Order 350.

As such, it is requested that Mr. Rodriguez' sentencing be continued from June 30, 2008, to July 21, 2008, at 8:30 a.m. Your Honor's courtroom deputy advised that this date would be compatible with the Court's calender. In addition, the AUSA and defense counsel are both in agreement with the continuance request. Lastly, a checklist is appended for the Court's response.

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Should Your Honor have questions or concerns, please contact me at (619) 557-6517.

Respectfully submitted,

KENNETH O. YOUNG  
CHIEF PROBATION OFFICER

By: *Naomi L. Stalbaum*

Naomi L. Stalbaum  
U.S. Probation Officer

nls/nls

Attachments: Continuance Order

cc: AUSA and defense counsel

Reviewed by:

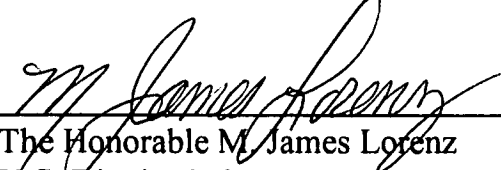
*David J. Mudd*  
David J. Mudd  
Supervising U.S. Probation Officer

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COURT ACTION DESIRED:

- ☒ 1. Agree, continue the sentencing from June 30, 2008, to July 21, 2008,  
at 8:30 a.m.
- ☐ 2. Disagree, sentencing to remain as scheduled. The presentence report is to be  
prepared not in accordance with General Order 350.
- ☐ 3. Other. \_\_\_\_\_

  
\_\_\_\_\_  
The Honorable M. James Lorenz  
U.S. District Judge

  
\_\_\_\_\_  
Date